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**OFFICE OF PETITIONS**

In re Application of  
Proebsting, et al.  
Application No. 10/643,208  
Filed: August 18, 2003  
Attorney Docket No. 5646-81

**DECISION ON PETITION**

This is a decision on the petition under 37 CFR 1.10, filed November 24, 2003, requesting that the above-identified application be accorded a filing date of August 18, 2003, rather than the presently accorded filing date of August 19, 2003.

Petitioner alleges that the application was deposited in Express Mail service on August 18, 2003. In support of the allegation, the petition is accompanied by a copy of Express Mail label No. EV318419992US. Although the date-in is blank, the Express Mail label contains a United States Postal Service (USPS) stamp of August 18, 2003. The same Express Mail label number was placed on the original application papers located in the official file.

In view of the above, the petition is granted. No petition fee is necessary.

The Office of Initial Patent Examination is directed to correct the filing date to August 18, 2003, to mail a corrected filing receipt.

Telephone inquiries should be directed to the undersigned at (703) 306-5589.

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